

MINUTES

COUNCIL ADMINISTRATOR FORM OF GOVERNMENT FOR AIKEN COUNTY

COUNCIL CHAMBERS, 736 RICHLAND AVENUE, W., AIKEN, S. C.

REGULAR MEETING – DECEMBER 21, 2004 – 7:00 P. M.

(A) CALL TO ORDER

Determining that a quorum was present, Chairman Young called the meeting to order.

Council Members present:

Chairman Ronnie Young
Kathy Rawls
Scott Singer
LaWana McKenzie
Chuck Smith
Eddie Butler
Charles Barton
Rick Osbon
Willar H. Hightower, Jr.

Also present:

J. Clay Killian, County Administrator
Robert M. Bell, County Attorney
Tamara Sullivan, Council Clerk

(B) INVOCATION

Councilman Hightower led in the invocation.

(C) PLEDGE OF ALLEGIANCE

Councilman Osbon and his son Reagan led in the Pledge of Allegiance.

(D) APPROVAL OF MINUTES

1. November 16, 2004 Worksession
2. November 16, 2004 Regular Meeting
 - a. Councilwoman McKenzie made a motion to approve the minutes. Councilman Smith seconded.
 - b. Passed by unanimous vote with Councilwoman Rawls abstaining.

(E) APPROVAL OF AGENDA

- a. Councilwoman McKenzie made a motion to amend and approve the agenda as follows:
 1. Defer action on Consent Item 17 until after Executive Session.
 2. Delete Consent Item 29.
- b. Councilman Butler seconded the motion. The amended agenda was approved by unanimous vote.

(F) PUBLIC HEARINGS

1. Proposed Ordinance to Approve a Utility Easement for UCB/Surface Specialties Across Property Owned by Aiken County at the Horse Creek Waste Water Treatment Facility.
 - a. Mr. Killian stated that the name change of the company will not affect the Ordinance.
2. Proposed Ordinance to Move Section 24-126. Drainage and Storm Sewers in the Aiken County Code of Ordinances to Chapter 19. Public Works.
 - a. No comments were made.
3. Proposed Ordinance to Amend the Aiken County Code of Ordinances to Regulate Drug Paraphernalia and Counterfeit Drugs, and to Determine Penalties for the Violations of Said Regulations.
 - a. No comments were made.
4. Proposed Ordinance to Amend the FY 2005 County Operating Budget to Provide Funding for the Purchase of Equipment.
 - a. No comments were made.
5. Proposed Ordinance to Authorize the Council Chairman to Execute Documents Related to a Loan to Aiken County from Aiken Electric Cooperative for the Hydrogen Lab at the Savannah River Research Campus.
 - a. No comments were made.
6. Proposed Ordinance to Authorize the Council Chairman to Execute a Lease with the United Stated Government for a 4.39 Acre Site at the Savannah River Research Campus for the Construction of a Building for the United States Forestry Service.

Mr. Killian stated that the Administrative Committee was going to review more information at its next meeting to address the issue of common areas needing a provision for maintenance.

(G) OLD BUSINESS

1. Proposed Ordinance to Provide for the Adoption of an Annual Operating Budget for the Mattie C. Hall Health Care Center for the Fiscal Year Beginning January 1, 2005 Through December 31, 2005, and to Provide for Related Matters Thereto.
(Administrative Committee) (Third Reading)
 - a. Councilman Osbon made a motion for the approval. Councilwoman McKenzie seconded.
 - b. Passed by unanimous vote.
2. Proposed Ordinance to Amend Ordinance 04-2-04 Imposing a Moratorium on the Erection of Freestanding Signs Larger Than 32 Square Feet in Aiken County by Authorizing Staff Approval of Said Signs Under Certain Conditions.
(Development Committee) (Third Reading)

- a. Councilman Hightower made a motion for the approval. Councilwoman Rawls seconded.
 - b. Passed by unanimous vote.
3. Proposed Ordinance to Approve a Utility Easement for UCB/Surface Specialties Across Property Owned by Aiken County at the Horse Creek Waste Water Treatment Facility.
(County Council) (Third Reading)
 - a. Councilwoman Rawls made a motion for the approval. Councilman Osbon seconded.
 - b. Passed by unanimous vote.

(H) CONSENT AGENDA/INTRODUCTION OF ORDINANCES FOR FIRST READING

I. REGULAR CONSENT AGENDA

1. Proposed Resolution to Appoint One Member to Designated Boards, Commissions and Committees with Terms of the Appointees to Run Concurrent with that of the Councilmember from Districts 1, 2, 3, 4, 5, 6, and 7.
(Rawls, Singer, McKenzie, Smith, Butler, Barton, Osbon)
2. Proposed Resolution to Approve the Allocation of Funds for Various Non Profit Agencies from the FY 2005 Council Contingency Fund.
(County Council)
3. Proposed Resolution to Accept Easements on Day Road (C-707), Flowing Well Road (S-264), and Vintage Vale Road (C-690) Needed for Capital Projects Sales Tax Paving Project.
(Development Committee)
4. Proposed Resolution to Delete Cedar Creek Road (C-764) from the List of Roads to be Paved Utilizing the Capital Projects Sales Tax.
(Development Committee)
5. Proposed Resolution to Approve the Closure of Laurel Drive (S-754) to Through Traffic.
(Development Committee)
6. Proposed Resolution to Assign the Official Road Names to Existing Un-Named Private Roads in County Council Districts 5 and 7.
(Butler, Osbon)
7. Proposed Resolution to Accept a Deed and Certificate of Title for an Extension of Summer Lakes Drive (C-2559), Misty Morning Court (C-2560), Gentle Breeze Court (C-2561), Whispering Branch Court (C-2562), Summer Wind Court (C-2563), Summer Rain Boulevard (C-2555), Meadow Trace Court (C-2556), High Grove Court (C-2558), Forest Trail Court (C-2557), Running Brook Court (C-2564), and Pleasant Spring Court (C-2565) in Summer Lakes Subdivision, Phase One Located in Council District 6.
(Barton)
8. Proposed Resolution to Direct that Speed Limits be Erected on Summercreek Drive (C-2512) Located in Council District 5 and on Tall John Lane (C-2400) Located in Council District 6.
(Butler, Barton)

9. Proposed Resolution to Authorize the Central Procurement Division to Purchase Recycling Equipment from Bakers Waste Equipment, Inc.
(Development Committee)
10. Proposed Resolution to Authorize the Council Chairman to Enter into an Agreement with Fischbach Family Medicine for Medical Services.
(Administrative Committee)
11. Proposed Resolution to Authorize the Sheriff's Office to Apply for 2nd Year Funding for the Domestic Violence Investigator Grant.
(Judicial and Public Safety Committee)
12. Proposed Resolution to Authorize the Sheriff's Office to Apply for a Grant to Purchase Equipment for an Omnitrak Latent Workstation.
(Judicial and Public Safety Committee)
13. Proposed Resolution to State that Aiken County Has No Objection to the Closure of Tyler Hill Road and Pecan Avenue.
(Development Committee)
14. Proposed Resolution to Approve the Expansion of a C&D Landfill on Rainbow Falls Road as Requested by G.L. Williams.
(Development Committee)
15. Proposed Resolution to Authorize the County Administrator to Dispose of Surplus Property.
(Judicial and Public Safety Committee)
16. Proposed Resolution to Adopt an Update to the County's 1984 Disability Access Program for Aiken County Government Buildings and Programs Offered by Aiken County Government.
(Administrative Committee)
17. **DEFERRED UNTIL AFTER EXECUTIVE SESSION**
18. Proposed Resolution to Authorize the Central Procurement Division to Purchase a Security System from Delta Dimensions.
(Judicial and Public Safety Committee)
19. Proposed Resolution to Authorize a Range Adjustment of 3.1% for the Aiken County Salary Plan, Effective January 1, 2005.
(Administrative Committee)
20. Proposed Resolution to Authorize the Council Chairman to Enter into an Agreement with Uniforms by John for Uniforms.
(Judicial and Public Safety Committee)
21. Proposed Resolution to Authorize the Council Chairman to Enter into an Agreement with Swanson Services for Commissary Services.
(Judicial and Public Safety Committee)
22. Proposed Ordinance to Approve a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone 57 Tax Parcels Bounded by US 1, Bradley Mill Road (S-2-1716) and Wire Road (S-2-49) in Council District 6 from UD to RC.
(Barton) (Second Reading)

23. Proposed Ordinance to Move Section 24-126. Drainage and Storm Sewers in the Aiken County Code of Ordinances to Chapter 19. Public Works.
(Development Committee) (Second Reading)
24. Proposed Ordinance to Amend the Aiken County Code of Ordinances to Regulate Drug Paraphernalia and Counterfeit Drugs, and to Determine Penalties for the Violations of Said Regulations.
(Judicial and Public Safety Committee) (Second Reading)
25. Proposed Ordinance to Amend the FY 2005 County Operating Budget to Provide Funding for the Purchase of Equipment and to Allocate Additional Funding Received by the Registration/Elections Commission.
(County Council) (Second Reading)
26. Proposed Ordinance to Authorize the Council Chairman to Execute Documents Related to a Loan to Aiken County from Aiken Electric Cooperative for the Hydrogen Lab at the Savannah River Research Campus.
(County Council) (Second Reading)
27. Proposed Ordinance to Authorize the Council Chairman to Execute a Lease with the United States Government for a 4.39 Acre Site at the Savannah River Research Campus for the Construction of a Building for the United States Forestry Service.
(Administrative Committee) (Second Reading)

II. CONSENT AGENDA/INTRODUCTION OF ORDINANCES FOR FIRST READING

28. Proposed Ordinance to Amend Section 2-472. Safety Committee of the Aiken County Code of Ordinances to Alter the Makeup of the Employee Safety Committee.
(Administrative Committee)
29. **DELETED**
30. Proposed Ordinance to Amend the Aiken County Code of Ordinances to Increase the Process and Penalties for Second and Subsequent Violations of the Aiken County Nuisance Ordinance.
(Judicial and Public Safety Committee)
31. Proposed Ordinance to Issue Palmetto Ambulance Service a Renewal Franchise to Operate a Private Ambulance Service in Aiken County for a Three Year Period Ending February 1, 2008.
(Judicial and Public Safety Committee)
 - a. Councilman Smith made a motion to approve the Consent Agenda. Councilwoman McKenzie seconded.
 - b. The Consent Agenda was approved by unanimous vote.

(I) ITEMS FOR INFORMATION AND THE PUBLIC RECORD

1. Fiscal Year 2005 Aiken County Contingency Report as of November 17, 2004.

(J) INFORMAL MEETING OF WHOLE

- a. Councilman Osbon distributed brochures about the Strategic Plan. He discussed the campaign kick off which will include area youth and stated that the committees and subcommittees are moving along well.

Ms. Joan Donnelly, Assistant County Administrator, stated that brochures were available for churches, schools, and any interested organizations.

- b. With this being the final meeting for Councilman Osbon, Council took a few minutes to express their goodbyes.
- c. Councilwoman McKenzie made a motion to recess for Executive Session. Councilman Hightower seconded.
- d. The motion to recess passed by unanimous vote.

RECESSED – 7:38 P. M.

RECONVENED – 10:13 P. M.

(K) EXECUTIVE SESSION

1. Legal Matters:
 - a. Status Report on Pending Litigation, Legal Claims and Legal Advice.
(County Attorney) (Verbal)

2. Contractual Matters:

3. Personnel Matters:

Following Executive Session, Council took the following action:

17. Proposed Resolution to Authorize the Sheriff to Fill Four Full-Time Positions in the Detention Center as Approved in the FY 2004 County Operating Budget.
(Judicial and Public Safety Committee) (**MOVED FROM CONSENT AGENDA**)
 - a. Councilwoman McKenzie made a motion to approve the Resolution. Councilwoman Rawls seconded.
 - b. Passed by unanimous vote.

VOICE MOTION #1

- a. Councilwoman McKenzie made a motion to authorize the County Council Chairman to enter into a contract with Larsen Allen for disposition of the Mattie C. Hall Health Care Center
Councilwoman Rawls seconded.
- b. The Voice Motion passed by majority vote with Councilman Hightower voting in opposition.

VOICE MOTION #2

- a. Councilwoman McKenzie made a motion to recommend the approval of reclassification of the Archer Salary Plan adjustments. Councilman Osbon seconded.
- b. The Voice Motion passed by unanimous vote.

VOICE MOTION #3

- a. Councilwoman McKenzie made a motion to approve salary increases for paramedics by 17%, intermediates by 12% and basics by 12% in our EMS Department inclusive of any merit increases. Councilman Smith seconded the motion.
- b. The Voice Motion passed by unanimous vote.
- c. Councilman Osbon made a motion to adjourn the meeting. Councilman Butler seconded.
- d. The motion to adjourn passed by unanimous vote.

(L) ADJOURNMENT – 10:17 P. M.

Respectfully submitted,

SIGNED:

Tamara Sullivan, Council Clerk

Ronnie Young, Chairman